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REMARKS

Claims 1-25 were previously pending in the present application, of which claims 1, 3, 7, 8, 14, 15, 18, 21 and 25 have been canceled without prejudice or disclaimer of the subject matter therein. New claims 26-32 have been added. It is respectfully submitted that the pending claims define allowable subject matter.

With respect to the issues raised in connection with claim 25, claim 25 has been cancelled and thus such issues are believed moot. With respect to the indefiniteness issues raised in connection with claims 5 and 20, the above claim amendments are believed to overcome these indefiniteness issues.

The remaining claims have been rejected under 35 USC § 102(b) as being anticipated or under 35 USC § 103 as being unpatentable over Sibley, alone, or in combination with Koehler and Matsui. Applicants respectfully traverse these rejections for reasons set forth hereafter.

It is respectfully submitted that the prior art fails to teach or suggest the devices of new independent claims 26, 31 and 32. The independent claims define a portable wireless handheld device that has a receiver, a processor, a user interface, a display and a memory component. The receiver receives video content transmitted wirelessly, where the video content is generated by a plurality of cameras located at an event and the video content relates to the event. The user interface has inputs that permit the user to select video content from at least one of the plurality of cameras, where the selected video content is displayed on the display. The receiver is configured to receive the video content while at the event and where the event is occurring, thereby permitting the user to carry the device about the event and choose where to view the video content selected by the user while roaming at the event during the event. The foregoing limitations are generally recited in each of claims 26, 31 and 32.

Claim 26 further defines the inclusion of a memory component to store at least a portion of the video content where the portion of the video content that is stored in the memory

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component is selected and entered by the user through the user interface. Claim 31 further defines the device to include an optics system that, when directed toward the event, provides binocular functionality to produce magnified video content separate and independent from the video content produced by the plurality of cameras or received by the receiver. The user interface also includes inputs that permit the user to select the magnified video content from the optics system which is then displayed by the display. Claim 32 further defines the processor as operating in a plurality of modes that comprise each of a video viewer mode, a binocular viewer mode, a digital camera mode and a camcorder mode. The foregoing combinations are not taught or suggested by the prior art.

Sibley describes a portable device for use with a digital "over the air" communications system or for use with a terrestrial broadcasting system. A digital video stream is embedded in excess "over the air" television signals such as within the vertical blanking interval of a broadcast television signal or within excess band width of a digital "over the air" signal. Sibley's system does not provide handheld portable wireless devices having the claimed functionality. In particular, Sibley's device is not able to receive video content from a plurality of cameras located at an event where the video content relates to the event and afford the user the ability to select between the cameras. Instead, the video content received by Sibley's device represents broadcast feeds, such as from a television network, a cable network and the like. Therefore, Sibley's device would be unable to permit the user to select at the user interface between video content generated at a plurality of cameras located at the event. Instead, the user of Sibley's device would only be able to select one channel associated with one event, where all other channels would be associated with different events. Once Sibley's device selects a single channel, the video content broadcast over such channel is not controlled by the user, but instead is controlled at a broadcasting center where the network determines which individual camera to provide to the viewers. The device of Sibley is unable to permit the user to select between a plurality of cameras located at a single event.

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Further, Sibley's device lacks the claimed memory component. Sibley's device does not provide the user with the ability to select and enter a portion of the video content to be stored within the handheld device. The memory 94 of Sibley, as cited in the outstanding Office Action, is not controllable by the user interface of Sibley's device in the claimed manner. Sibley describes a control 98 that is coupled to a display 96 to allow selection of various menu items from memory cache 94. The control 98 may also be used to select streaming content information received at the receiver 93. (Paragraph 44). However, nowhere does Sibley describe the provision at the control 98 of the ability to select and enter through the user interface a portion of the video content that a user desires to be stored. Instead, the memory cache 94 stores all or nothing of an incoming video stream. At Paragraph 46, Sibley describes the memory 94 further, indicating that broadcast electronic content may contain affinity information so that a filter 94 compares the broadcast affinity information with the affinity information within the filter and thereby stores only the potentially desirable electronic content in the memory 94. For each item stored in the memory 94, a menu item is displayed on the display 96 so that the user may select the electronic content when desired. However, even in this discussion of what may be stored in the memory 94, Sibley does not teach or suggest giving the user the ability to select and enter what portion of the video content the user desires to have stored. Thus, Sibley fails to teach or suggest the claimed receiver, user interface, processor, and memory component, among other things, recited in claim 26.

Turning to claims 31 and 32, both independent claims 31 and 32 recite a receiver, user interface, processor and display having similar functionality to the same elements of claim 26. Thus, Sibley similarly fails to teach or suggest such elements of claims 31 and 32.

In addition, claim 31 further requires the inclusion of an optics system that is able to detect the event and provide binocular functionality to provide a magnified view of video content that is separate and independent from the video content of the cameras at the event and received by the receiver. The device of claim 31 has a user interface that has inputs that permit the user to

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select the magnified video content from the optics system. Sibley's system has no optics system within the device, nor is there any reason to add any such system with the claimed functionality.

In the outstanding Office Action it is maintained that Matsui provides the secondary teaching and motivation to modify Sibley's system to include the claimed optics system. The undersigned respectfully disagrees. Matsui describes a portable display device. The portable display device has no overlapping functionality with the device of Sibley. In Sibley's system, the primary receiver equipment are computers. Sibley illustrates a cell phone as an alternative receiver device in Figure 7. However, there is absolutely no reason to add the display device of Matsui to Sibley's cell phone, or Sibley's PDA, or Sibley's laptop or desktop computers which represent the receiver devices contemplated for use with Sibley's system. The claimed invention provides a portable wireless handheld device to be used at an event while a user watches the event live. The claimed portable device affords the above discussed functionality to permit the user to view different video content from different cameras at the event, as well as the added feature of an optics system to permit the user to use the handheld device like a set of binoculars. Sibley's device is not intended for use at an event. Sibley's device is intended for an entirely different reason. There is absolutely no motivation within the prior art to add binocular functionality to Sibley's PDA, cell phone, desktop or laptop computer.

Koehler fails to make up for the deficiencies of Sibley and Matsui. Koehler describes a system for listening to a race event on a remote computer. In Koehler's system, a T.V. feed and car views are provided to a server 36 which broadcasts the T.V. feed and car views over the World Wide Web to remote computers that permit individuals who are remote from the event to follow a race. There is no suggestion or teaching within Koehler that there would be any reason to provide a system through which a user would attend the event with a portable handheld device having the claimed functionality. Koehler's system is constructed to provide audio and video signals to individuals who are unable to attend the event. Nowhere does Koehler teach or suggest any system or reason capable of operating at the event while the event is occurring.

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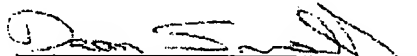
Turning to claim 32, claim 32 recites the additional functionality that the processor operates in a plurality of modes that include a video viewer mode, a binocular viewer mode, a digital camera mode, and a camcorder mode. The prior art fails to teach or suggest a handheld portable wireless device having the claimed functionality to select between multiple video content, as well as operate in each of the claimed modes. The applied prior art does not discuss any device to be used at an event and to select between cameras at the event, let alone the additional functionality of providing a binocular viewing mode, a digital camcorder, a digital camera mode as claimed.

Finally, it is emphasized that the above claims have not be written in "means-plus-function" format and the claims should not be interpreted in accordance with 35 U.S.C. § 112, sixth paragraph.

In view of the forgoing, it is respectfully submitted that the pending claims define allowable subject matter. Should anything remain in order to place the present application in condition for allowance, the Examiner is kindly invited to contact the undersigned at the telephone number listed below.

Respectfully Submitted,

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Dean D. Small, Reg. No. 34,730
THE SMALL PATENT LAW GROUP LLP
611 Olive Street, Suite 1611
St. Louis, Missouri 63101
(314) 584-4081